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**TESTIMONY IN SUPPORT OF  
HB158 – MAKING APPROPRIATIONS TO THE DEPARTMENT OF THE  
PROSECUTING ATTORNEY OF THE COUNTY OF MAUI**

**Justin F. Kollar, Prosecuting Attorney  
County of Kaua'i**

**House Committee on Judiciary  
February 6, 2015, 2:00 p.m., Conference Room 325**

Chair Rhoads, Vice Chair San Buenaventura, and Members of the Committee:

The County of Kaua'i, Office of the Prosecuting Attorney, **STRONGLY SUPPORTS** HB158 – Making Appropriations to the Department of the Prosecuting Attorney of the County of Maui. The Appropriation would fund the Department's prosecution of cases under the Drug Court and Mental Health Court programs.

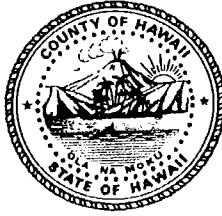
In supporting these Appropriations, we adopt the reasoning set forth in the testimony submitted by the Department of the Prosecuting Attorney of the County of Maui.

Accordingly, we are in **STRONG SUPPORT** of HB158. We request that your Committee **PASS** the Appropriations.

Thank you very much for the opportunity to provide testimony on these Appropriations.

MITCHELL D. ROTH  
PROSECUTING ATTORNEY

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## OFFICE OF THE PROSECUTING ATTORNEY

### TESTIMONY IN SUPPORT OF HOUSE BILL 158

#### A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI

#### COMMITTEE ON JUDICIARY

Rep. Karl Rhoads, Chair  
Rep. Joy A. San Buenaventura, Vice Chair

Friday, February 6, 2015, 2:00 p.m.  
State Capitol, Conference Room 325

Honorable Chair Rhoads, Vice-Chair San Buenaventura, and Members of the Committee on Judiciary, the Office of the Prosecuting Attorney, County of Hawai'i submits the following testimony in support of House Bill No. 158.

This measure appropriates funds to the Department of the Prosecuting Attorney of the County of Maui for the prosecution of cases under the drug court and mental health court programs.

The funding of these programs are essential for Maui prosecutors and will ensure the drug court and mental health programs continue to make a positive effect on the citizens of Maui. We also request Hawai'i county's Bill, HB 1404, is funded and passed.

The Office of the Prosecuting Attorney, County of Hawai'i supports the passage of House Bill No. 158. Thank you for the opportunity to testify on this matter.

Respectfully,

Mitchell D. Roth  
Prosecuting Attorney  
County of Hawai'i

DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

ALII PLACE  
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KEITH M. KANESHIRO  
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ARMINA A. CHING  
FIRST DEPUTY PROSECUTING ATTORNEY

**THE HONORABLE KARL RHOADS, CHAIR**  
**HOUSE COMMITTEE ON JUDICIARY**  
**Twenty-Eighth State Legislature**  
**Regular Session of 2015**  
**State of Hawai'i**

February 6, 2014

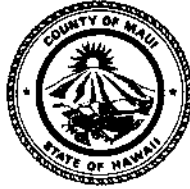
**RE: H.B. 158; RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI.**

Chair Rhoads, Vice Chair Buenaventura and members of the House Committee on Judiciary, the Department of the Prosecuting Attorney of the City and County of Honolulu ("Department") submits the following testimony in strong support of House Bill 158.

Since Hawaii's first Drug Court Program was inceptioned on Oahu in 1996, Drug Court has expanded to the islands of Hawai'i, Kaua'i, Maui, and Moloka'i, serving offenders within those criminal court and Family Court systems. Because the design and structure of each Drug Court is developed locally, these programs are unique and sensitive to the cultural population of each island, while remaining consistent with the benefits of drug court programs nationwide. These programs are also an efficient use of State resources, with Adult Drug Court costing about \$137/day in comparison to incarceration that costs seven times more, and Juvenile Drug Court costing \$227/day in comparison to incarceration that costs six times more. Deputy prosecuting attorneys play an important role in Drug Court, ensuring that this program is a success. They are highly aware that many individuals who use drugs are undergoing depression, post traumatic stress disorder, and other mental challenges, as many have been victims of abuse from domestic violence, sexual assault violence, or other types of violence. Our deputy prosecuting attorneys are dedicated individuals who want to see offenders turn their lives around, which also decrease criminal activity in our community.

Further, mental health courts, another state mandated program, plays a key role in assuring offenders get the appropriate treatment. Deputy prosecuting attorneys work hard in these courtrooms to achieve convictions and ensure proper sentencing is implemented.

In conclusion, the Department of the Prosecuting Attorney strongly supports the passage of H.B. 158, which will provide the funding needed to maximize services in our communities in the fields of Drug Court and Mental Health Court. Also, as the legislative session progresses, we kindly request that the funding in this bill is inserted into the State Budget. Thank you for the opportunity to testify on this matter.



DEPARTMENT OF THE PROSECUTING ATTORNEY  
COUNTY OF MAUI  
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Deputy Prosecuting Attorney  
Supervisor, Appellate, Asset Forfeiture and Administrative Services Division

TESTIMONY  
ON  
HB 158 - MAKING APPROPRIATIONS TO THE  
DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI

February 6, 2015

The Honorable Karl Rhoads  
Chair  
The Honorable Joy A. San Buenaventura  
Vice Chair  
and Members  
House Committee on Judiciary

Chair Rhoads, Vice Chair San Buenaventura and Members of the Committee:

The Department of the Prosecuting Attorney, County of Maui, **STRONGLY SUPPORTS** HB 158 - Making Appropriations to the Department of the Prosecuting Attorney of the County of Maui. HB 158 appropriates funds to the Department of the Prosecuting Attorney of the County of Maui for the prosecution of cases under the drug court and mental health court programs.

When the Judiciary created the drug and mental health court programs, the Department had no option but to comply by prosecuting qualifying cases in those court programs. The impact on the Department is that each court has dedicated to it one deputy prosecutor and one law technician. The following expenses are related to those positions:

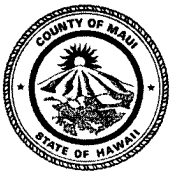
Drug Court (salary + fringe):	
1 Deputy Prosecutor	\$ 209,537.86
1 Law Technician I	67,527.80

Mental Health Court (Salary + Fringe):	
1 Deputy Prosecutor	\$ 209,537.86
1 Law Technician I	<u>67,527.80</u>
Grand Total:	\$ 554,110.12

The Department struggles to meet this obligation. The Department has already absorbed much of the expenses of other state-mandated programs (Career Criminal Prosecution and Victim/Witness Assistance). The Department appreciates any financial assistance it can receive to help it meet its mandated responsibility.

Accordingly, the Department of the Prosecuting Attorney, County of Maui, **STRONGLY SUPPORTS** the passage of this bill. We ask that the committee **PASS HB 158**.

Thank you very much for the opportunity to provide testimony on this bill.



**ALAN M. ARAKAWA**  
MAYOR

OUR REFERENCE

YOUR REFERENCE

# **POLICE DEPARTMENT**

## **COUNTY OF MAUI**

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**TIVOLI S. FAAUMU**  
CHIEF OF POLICE

**DEAN M. RICKARD**  
DEPUTY CHIEF OF POLICE

February 4, 2015

The Honorable Karl Rhoads, Chair  
and Members of the Committee on Judiciary  
House of Representative  
State Capitol  
Honolulu, HI 96813

RE: House Bill No. 158, MAKING APPROPRIATIONS TO THE  
DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE  
COUNTY OF MAUI

Dear Chair Rhoads and Members of the Committee:

The Maui Police Department supports the passage of H.B. No. 158.

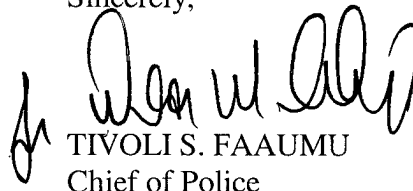
The passage of this bill appropriates funds to the Department of the Prosecuting Attorney of the County of Maui for the prosecution of cases under the drug court and mental health court programs.

The Maui Police Department supports the Department of the Prosecuting Attorney, County of Maui, and their efforts to provide programs to prosecute cases under the drug court and mental health court. Their approach to address these types of cases hopes to end the cycle of recidivism and provides the appropriate help that is needed in these specialized cases.

The Maui Police Department asks that you support the passage of H.B. No. 158.

Thank you for the opportunity to testify.

Sincerely,

  
TIVOLI S. FAAUMU  
Chief of Police